

EXECUTIVE SUMMARY**Title:** 185-Day Calendar Waiver Process**Type of Executive Summary:**

Consent Action X Action on First Reading Discussion Information

Policy Implications:

- ☐ Constitution _____
- ☐ General Statute # _____
- ☐ SBE Policy # _____
- ☐ SBE Policy Amendment
- ☐ SBE Policy (New)
- ☐ APA # _____
- ☐ APA Amendment
- ☐ APA (New)
- ☐ Other Process for waiver, as allowed in Session Law 2011-0145 (HB 200), Section 7.29(a)

Presenter(s): Mr. Philip Price, Associate State Superintendent, Financial and Business Services**Description:**

Pursuant to Session Law 2011-0145 (HB 200), Section 7.29(a), the State Board of Education has been directed to consider granting local boards of education waivers for up to five instructional days based upon a finding that such waivers will enhance student performance. The State Board of Education, in fulfillment of its obligation and to balance the needs of the school districts and students across the state, has developed the following process and directs DPI staff to implement this process for the 2011-2012 school year.

2011-12 Waiver Process:

The State Board of Education will grant a local board of education's or charter school's request to use up to five of the 185 instructional days required under G.S. 115C-84.2(a)(1) as additional teacher workdays, provided the local board of education or charter school demonstrates that the additional teacher workdays will enhance student performance. Local boards of education and charter schools shall submit requests to use instructional days as teacher workdays to the Department of Public Instruction, Director of School Business.

The State Board of Education delegates to the Superintendent of Public Instruction the authority to grant a request to use instructional days as teacher workdays for the 2011-2012 school year. Any request to use instructional days as additional teacher workdays shall state the number of instructional days that will be used as additional teacher workdays and include a detailed explanation of how the local board of education or charter school will use all the additional teacher workdays to train teachers on the essential standards and common core described in the local board of education's or charter school's approved Detailed Scope of Work under the State's Race to the Top (RttT) initiative (Section B3). If a charter school is not required to have a Detailed Scope of Work related to RttT, the charter school will need to submit a detailed staff development plan as to how it will use the requested instructional days to train its teachers on the essential standards. The Superintendent of Public Instruction shall report to the State Board of Education the status of all waiver requests.

Requests which do not come within the scope of the Superintendent of Public Instruction's delegated authority and which are received prior to the close of business on July 5, 2011, shall be considered during the July 2011 meeting of the State Board of Education or those submitted by close of business on July 28, 2011, shall be considered during the August 2011 meeting of the State Board of Education.

Resources:**Input Process:**

DPI staff, SBE staff, Attorney General's staff, LEAs

Stakeholders:

Local Education Agencies, Charter Schools, Teachers, Students

Timeline for Action:

This item is being presented for Action on First Reading

Recommendations:

Staff is requesting the State Board of Education to approve this process. This will require a motion and a vote by the State Board of Education today.